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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M No. 10270 of 2020
Date of Decision: 08.10.2020

Suresh Kumar

-Petitioner

Vs

State of Haryana

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Varun Veer Chauhan, Advocate, for
Mr. G.S. Sadhrao, Advocate,
for the petitioner.

Mr. Rajat Gautam, D.A.G., Haryana.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through
video-conferencing.

Petitioner seeks grant of regular bail under Section
439 Cr.P.C. in case bearing FIR No.02 dated 02.01.2020 under
Section 7 of Prevention of Corruption Act registered at Police
Station Karnal Civil Lines, District Karnal, Haryana.

Allegations are that the complainant contacted the
petitioner in connection of FIR No.1205 dated 26.11.2019 under
Sections 323, 325, 506, 34 IPC, Police Station Sadar Karnal, in
which the petitioner was an Investigating Officer.

The complainant recorded audio conversation of his

mobile in which the petitioner allegedly demanded for Rs.10,000/- in order to take action against the accused in FIR No.1205 dated 26.11.2019.

The audio clip along with mobile phone have already been sent to FSL, Madhuban. Final report of FSL, Madhuban has not been received so far.

Petitioner was arrested on 03.01.2020 and interim bail was granted by Additional Sessions Judge, Karnal vide order dated 13.05.2020 in view of recommendations made by High Powered Committee.

Petitioner is still on interim bail till today.

It is a case of demand.

Learned State counsel on instructions from DSP Manoj Kumar states that FSL, Madhuban has fixed 03.03.2021 as a date for recording specimen voice sample of the accused.

Offence on the basis of demand alone would be debatable during trial of the case.

Petitioner remained in custody for about 04 months before his release on interim bail on 13.05.2020.

Challan stands presented, but charges have not been framed. Supplementary challan after receipt of report from FSL, Madhuban would be filed in due course.

Looking into the facts and circumstances of the case

and keeping in view the situation arising out of pandemic COVID-19, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, the petition is allowed. Petitioner is directed to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an opinion on the merits of the case.

08.10.2020
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No